Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 45

### United States Bankruptcy Court Northern District of Illinois Eastern Division

**Voluntary Petition** 

Name of Debtor (if individual, enter Last, First, Middle):						Name	Name of Joint Debtor (Spouse) (Last, First, Middle)					
	Rojas	, Mich	ael Sl	neldor			Rojas, Sandra					
All Other Names and trade names		e Debtor in the	last 8 years	s (include ma	rried, maider	maide	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):  FKA Sandra Martinez					
Last four digits of (if more than one,	Soc. Sec. o , state all) *	or Individual-Ta	axpayer I.D. 1666	(ITIN) No./C	omplete EIN		ur digits of Soc. e than one, stat	o oll\ *	idual-Taxpaye *** <b>-</b> **- <b>5</b>	r I.D. (ITIN) No./Complete EIN		
Street Address o	of Debtor (No	o. & Street, Cit	ty, and State	e):		Street	Address of Join	nt Debtor (No.	& Street, City	, and State):		
6405 West 85th Place						640	)5 West 8	35th Pla	ce			
Burbank	IL			6	0459		rbank IL			60459		
County of Reside	ence or of th	ne Principal Pla	ace of Busin	ess:		Count	y of Residence	or of the Princ	cipal Place of I	Business:		
		CO	OK						соок			
Mailing Address of Debtor (if different from street address)						Mailin	g Address of Jo	oint Debtor (if o	different from s	street address):		
Location of Princ	cipal Assets	of Business D	ebtor (if diffe	erent from str	eet address	above):						
Type of Debt (Ch	or (Form of neck one box)		'	Nature of Bu		Chap	oter of Bankru	ptcy Code Ur	nder Which th	e Petition is Filed (Check one box)		
_	`	Joint Debtors)	☐ Heath	Care Busine	ess	<b>■</b> C	hapter 7		☐ Chapter	15 Petition for Recognition		
	See Exhibit D on page 2 of this form Single Asset Real Estate as Chapter 9 of a Fo						of a Fore	eign Main Proceeding				
☐ Corporat	lion (include	S LLC & LLP)	□ Railro		3 3101 (015	'   <b>-</b> ~	hapter 11		☐ Chapter	15 Petition for Recognition		
☐ Partnersh	hip			broker		<b>□</b> C	hapter 13		of a Fore	eign Nonmain Proceeding		
,	debtor is no	ot one of the		modity Brokei ing Bank			Nature of Debts (Check one Box)					
	e type of ent		☐ Other	_		■ D	■ Debts are primarily consumer □ Debts are primarily business					
				Tax-Exempt		— de	ebts, defined in	11 U.S.C.	deb	ts.		
				Check box, if ap or is a tax-exe		_	101(8) as "incu dividual primari	•				
			_	ization under			ersonal, family, urpose."	or household				
				d States Cod nue Code).	e (the interna	ai po	urpose.					
		Filing Fee (C	neck <b>one</b> box)	)		Chack	one hov	Cha	apter 11 Debt	ors		
Filing Fee atta	ached						Check one box  ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D)					
<b>D</b> Filing Foots I				ما ما الما الما الما الما الما الما الم	l		☐ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D)					
Filing Fee to I signed application		e court's consid				CHECK	Check if:					
unable to pay	fee except	in installments	s. Rule 1006	(b). See Office	cial Form 3A		☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,190,000.					
☐ Filing Fee wa	avier reques	ted (applicable	to chapter	7 individuals	only). Must	Δ	Check all applicable boxes:  A plan is being filed with this petition.					
attach signed	d application	for the court's	considerati	on. See Offic	ial Form 3B.	□	-	•		etition from one of more classes		
							of creditors, in a					
Statistical/Adm  Debtor estimates			ilabla for dia	stribution to	nacourad are	dtiono				This space is for court use only		
■ Debtor estima	ates that, at		t property is	excluded ar			es paid, there w	vill be no				
Estimated Numbe	er of Creditors	s $\square$										
1-	50-	100-	200-	1,000-	5,001-	10,001	25,001	50,001	Over			
49 Estimated Assets		199	999	5,000	10,000	25,000	50,000	100,000	100,000			
□ \$0 to	\$50,001to	\$100,001 to	\$500,001	\$1,000,001	\$10,000,001	□ \$50,000,001	\$100,000,001	\$500,000,001	☐ More than			
\$50,000	\$100,000	\$500,000	to \$1 million	to \$10 million	to \$50 million	to \$100 million	to \$500 million	to \$1billion	\$1 billion			
Estimated Liabiliti	ies											
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001 to \$100	\$100,000,001 to \$500	\$500,000,001 to \$1billion	More than \$1 billion			
ψου,υου	<b>4.50,000</b>	4000,000	million	million	million	million	million					

B1 (Official Form	n 1) (1/08) Document	Page 2 of 45					
	Voluntary Petition	Name of Debtor(s)					
This p	page must be completed and filed in every case)	Rojas, Michael Sheldon Sandra Rojas					
		San	dra Rojas				
	All Prior Bankruptcy Case Filed Within Last 8	Years (if more than two, attach additional	sheet)				
Location Where File	d:	Case Number:	Date Filed:				
None							
None							
F	Pending Bankruptcy Case Filed by any Spouse, Partner, or A	ffilate of this Debtor (if more than one, at	tach additional sheet)				
Name of Debtor:		Case Number:	Date Filed:				
None							
District:		Relationship:	Judge:				
	Exhibit A	Exh	ibit B				
(To be comple	ted if debtor is required to file periodic reports (e.g.,		I whose debts are primarily consumer debts.)				
	10Q) with the Securities and Exchange Commission	I, the attorney for the petitioner named in the have informed the petitioner that [he or sh					
•	ection 13 or 15 (d) of the Securities Exchange Act of guesting relief under chapter 11.)	or 13 of title 11, United States Code, and I	·				
1954 and is rec	questing relief under chapter 11.)	each such chapter. I further certify that I he required by 11 USC § 342(b).	have delivered to the debtor the notice				
_							
Exhibit A	A is attached and made a part of this petition.	/s/ Salvado	r Gutierrez				
		Salvador Gutierrez	Dated: 12/10/2009				
		Salvador Gutierrez					
	Exh	ibit C					
Does the deb	tor own or have possession of any property that poses or is alleg	ed to pose a threat of imminent and identifia	ble harm to public health or safety?				
Yes, and	Exhibit C is attached and made a part of this petition.						
No.							
	Evh	ibit D					
(T	o be completed by every individual debtor. If a joint petition is file		a separate Exhibit D.)				
Exhibit D	completed and signed by the debtor is attached and made a par	t of this petition.					
If this is a j	joint petition:						
Exhibit D	also completed and signed by the joint debtor is attached and m	ade a part of this petition.					
	Information Regardi	ng the Debtor - Venue					
		pplicable Box.)					
	Debtor has been domiciled or has had a residence, prin						
	immediately preceding the date of this petition or for a lo	onger part of such 180 days than in any	y other District.				
	There is a bankruptcy case concerning debtor's affiliate	general partner, or partnership pendir	ng in this District.				
_							
	Debtor is a debtor in a foreign proceeding and has its pr						
	States in this District, or has no principal place of busine or proceeding [in a federal or state court] in this District,						
	relief sought in this District.	or the interests of the parties will be ex	sived in regard to the				
	Certification by a Debtor Who Reside	es as a Tonant of Posidontial	Proporty				
	(Check all app	plicable boxes.)	Property				
	Landlord has a judgment against the debtor for possess	sion of debtor's residence. (If box chec	ked, complete the				
	following.)		·				
	(Name of landlord that obtained judgmen	<u> </u>					
	(Address of Landlord)						
	Debtor claims that under applicable nonbankruptcy law,						
	permitted to cure the entire monetary default that gave r	ise to the judgment for possession, after	er the judgment for				
	possession was entered, and						
Ц	Debtor has included in this petition the deposit with the operiod after the filing of the petition.	couπ of any rent that would become du	ie during the 30-day				
	Debtor certifies that he/she has served the Landlord with	n this certification. (11 U.S.C. § 362(1))					

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main B1 (Official Form 1) (1/08) Document Page 3 of 45

**Voluntary Petition** 

This page must be completed and filed in every case)

Name of Joint Debtor(s)

Rojas, Michael Sheldon Sandra Rojas

#### **Signatures**

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

/s/ Michael Sheldon Rojas
Michael Sheldon Rojas

Dated: 12/08/2009

/s/ Sandra Rojas

Sandra Rojas

Dated: 12/08/2009

- -

Signature of Attorney

/s/ Salvador Gutierrez

Signature of Attorney for Debtor(s)

Salvador Gutierrez

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 12/10/2009

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

#### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only **one** box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

#### << Sign & Date on Those Lines

### << Sign & Date on Those Lines

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed. 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunites for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); Active military duty in a military combat zone. 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Dated: 12/08/2009 /s/ Michael Sheldon Rojas

Michael Sheldon Rojas

Michael Sheldon Rojas

Sign & Date Here

# Document Page 5 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

12/08/2009 _	/s/ Sandra Rojas	Sign & Date Here
nder penalty of perjury t	that the information provided above is true and co	orrect.
<ol><li>The United States trustee or I ot apply in this district.</li></ol>	bankruptcy administrator has determined that the credit counseling	g requirement of 11 U.S.C. § 109(h)
Active military duty in a milita	ary combat zone.	
		ole, after reasonable effort, to
		tal deficiency so as to be incapable
•		tement.] [Must be accompanied
ankruptcy petition and promptly gement plan developed through day deadline can be granted or	file a certificate from the agency that provided the counseling, togon the agency. Failure to fulfill these requirements may result in dismonly for cause and is limited to a maximum of 15 days. Your case n	ether with a copy of any debt nissal of your case. Any extension of nay also be dismissed if the court is
from the time I made my reques	t, and the following exigent circumstances merit a temporary waiv	er of the credit counseling requirement
d States trustee or bankruptcy a rming a related budget analysis, by of a certificate from the agenc	Idministrator that outlined the opportunties for available credit cour but I do not have a certificate from the agency describing the servy describing the services provided to you and a copy of any debt re	nseling and assisted me in vices provided to me. You must file
d States trustee or bankruptcy a rming a related budget analysis,	dministrator that outlined the opportunties for available credit cour and I have a certificate from the agency describing the services p	nseling and assisted me in
	d States trustee or bankruptcy arming a related budget analysis, cate and a copy of any debt rep  2. Within the 180 days before d States trustee or bankruptcy arming a related budget analysis, by of a certificate from the agenc gency no later than 14 days after a creifform the time I made my request an file my bankruptcy case now.  I your certification is satisfactory ankruptcy petition and promptly gement plan developed through day deadline can be granted or tisfied with your reasons for filing the color of the time I made my request and the color of the co	your certification is satisfactory to the court, you must still obtain the credit counseling briefing with ankruptcy petition and promptly file a certificate from the agency that provided the counseling, togerment plan developed through the agency. Failure to fulfill these requirements may result in disreday deadline can be granted only for cause and is limited to a maximum of 15 days. Your case retisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling left. I am not required to receive a credit counseling briefing because of: [Check the applicable state of otion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mentating and making rational decisions with respect to financial responsibilities.);  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unalloate in a credit counseling briefing in person, by telephone, or through the Internet.);  Active military duty in a military combat zone.

PFG Record # 423449 B 1D (Official Form 1, Exh.D)(12/08) Page 1 of 1

# Document Page 6 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

	Australia		AMOUNTS SCHEDULED				
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other		
SCHEDULE A - Real Property	Yes	1	\$600,000	\$-	\$-		
SCHEDULE B - Personal Property	Yes	3	\$61,450	\$-	\$-		
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-		
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$633,000	\$-		
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-		
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$52,950	\$-		
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-		
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-		
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$4,844		
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$4,839		
TOTALS	\$ 661,450 TOTAL ASSETS	\$ 685,950 TOTAL LIABILITIES					

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 7 of 45

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Michael Sheldon Rojas and Sandra Rojas, Debtors

Bankruptcy Docket #:

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159 Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 12,500.00
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 12,500
State the following:	
Average Income (from Schedule I, Line 16)	\$ 4,844.00
Average Expenses (from Schedule J, Line 18)	\$ 4,839.00
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 6,602.12

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 25,450.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 52,950.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 78,400.00

#### Page 8 of 45 Document UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
313 English Oak, Streamwood, IL 60107 - 1/3 interest with Jose and Maria Martinez - SURRENDERING	Fee Simple	Н	\$ 600,000	\$ 580,000

**Total Market Value of Real Property** 

\$600,000.00 (Report also on Summary of Schedules)

B6A (Official Form 6A) (12/07) Page 1 of 1 PFG Record # 423449

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or quardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property		Debtor's Propert Deduc	t Value of Interest in y, Without cting Any d Claim or
01. Cash on Hand	X				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.					
		Checking account with Archer bank.	Н	\$	600
		Checking account with Harris bank. Joint with father.	J	\$	100
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, DVD player, camera, videogames, computer, VCR, stereo, sofa, vacuum, table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware	J	\$	2,000
		Circuit City - electronics	J	\$	200
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, CDs, tapes, DVDs, videogames, family pictures	J	\$	100
06. Wearing Apparel		, , , , , , , , , , , , , , , , , , , ,			
		Necessary wearing apparel	J	\$	400
07. Furs and jewelry.		Earrings, watch, jewelry, wedding rings		\$	200
08. Firearms and sports, photographic, and	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	Lairings, wateri, jeweny, wedding inigs	J	Ψ	
other hobby equipment.	X 	  - 	orm 6E	(12/07)	Page 1 of 3

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCH	IEC	OULE B - PERSONAL PROPERTY				
Type of Property	N O N E	Description and Location of Property	C H M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or		
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X					
10. Annuities. Itemize and name each issuer.	X					
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X					
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars						
40.04		401k - 100% exempt	J	\$ 26,000		
13. Stocks and interests in incorporated and unincorporated businesses.	X					
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X					
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X					
16. Accounts receivable	X					
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X					
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X					
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X					
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X					
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.						
22. Patents, copyrights and other intellectual property. Give particulars.	X	Expected 2009 tax refunds	J	\$ 4,500		
23. Licenses, franchises and other general intangibles.	X					
DEC Bosord # 422440						

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCH	IEC	OULE B - PERSONAL PROPERTY			
Type of Property		Description and Location of Property	C H M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or	
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X				
25. Autos, Truck, Trailers and other vehicles and accessories.					
		Toyota Motor Credit - 2009 Toyota Camry		\$ 13,200	
		MB Financial Bank - 2007 Toyota Sienna	J	\$ 14,150	
26. Boats, motors and accessories.	X				
27. Aircraft and accessories.	X				
28. Office equipment, furnishings, and supplies.	X				
29. Machinery, fixtures, equipment, and supplie used in business.	X				
30. Inventory	X				
31. Animals		Family pets	J	None	
32. Crops-Growing or Harvested. Give particulars.	X				
33. Farming equipment and implements.	X				
34. Farm supplies, chemicals, and feed.	X				
35. Other personal property of any kind not already listed. Itemize.	X				
		Total (Report also on Summary of Schedules)		\$61,450	

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 12 of 45 UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY	CLA	AIMED EXEMPT
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property			
313 English Oak, Streamwood, IL 60107 - 1/3 interest with Jose and Maria Martinez - SURRENDERING	735 ILCS 5/12-901	\$ 30,000	\$ 600,000
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.			
Checking account with Archer bank.	735 ILCS 5/12-1001(b)	\$ 600	\$ 600
Checking account with Harris bank. Joint with father.	735 ILCS 5/12-1001(b)	\$ 100	\$ 100
04. Household goods and furnishings, including audio, video, and computer equipment.			
Household goods; TV, DVD player, camera, videogames, computer, VCR, stereo, sofa, vacuum, table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware	735 ILCS 5/12-1001(b)	\$ 2,000	\$ 2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.  Books, CDs, tapes, DVDs, videogames, family pictures	735 ILCS 5/12-1001(a)	\$ 100	\$ 100
06. Wearing Apparel	725 II CS 5/42 4004/c) /c)	\$ 400	ф. 400
Necessary wearing apparel	735 ILCS 5/12-1001(a),(e)	\$ 400	\$ 400
07. Furs and jewelry.			
Earrings, watch, jewelry, wedding rings	735 ILCS 5/12-1001(b)	\$ 200	\$ 200
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars			
401k - 100% exempt	735 ILCS 5/12-1006	\$ 26,000	\$ 26,000
			Page 1 of 2

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 13 of 45 UNITED STATES BANKRUPTCY COURT

### NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY	CLA	AIMED EXEMPT
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.  Expected 2009 tax refunds	735 ILCS 5/12-1001(b)	\$ 4,500	\$ 4,500
25. Autos, Truck, Trailers and other vehicles and accessories.  Toyota Motor Credit - 2009 Toyota Camry	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 13,200
MB Financial Bank - 2007 Toyota Sienna	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 14,150

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 14 of 45

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

Amount of \* Date Claim was Incured Codebtor Claim Unsecured \* Nature of Lien W **Creditor's Name and Mailing Address** Without Portion, If \*Value of Property Subject to Lien Deducting **Including Zip and Account Number** Any \*Description of Property (See Instructions Above) C Value of Dates: 2004-09 1 Circuit City/Chase 1,000 \$800 Nature of Lien: Purchase Money Sec Int - PMSI **Bankruptcy Department** Market Value: \$ 200 PO Box 15153 Intention: Reaff @ Fair Market Value Wilmington DE 19886 \*Description: Circuit City - electronics Acct No.: 4104 1400 2230 8689 Dates: 2007 **MB Financial Bank** 34,000 \$ 19,850 Nature of Lien: Lien on Vehicle - PMSI Attn: Bankruptcy Dept. Market Value: \$ 14,150 1200 N. Ashland Ave Intention: Reaffirm 524 (c) Chicago IL 60622 \*Description: MB Financial Bank - 2007 Acct No.: 4666 **Toyota Sienna** Dates: 2009 Toyota Motor Credit \$ 18,000 \$ 4,800 Nature of Lien: Lien on Vehicle - PMSI Attn: Bankruptcv Dept. Market Value: \$ 13,200

Intention: Reaffirm 524 (c)

\*Description: Toyota Motor Credit - 2009 **Toyota Camry** 

> B6D (Official Form 6D) (12/07) Page 1 of 2

1111 W 22Nd St Ste 420

Acct No.: 70400465377120001

Oak Brook IL 60523

# Document Page 15 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	L M L	* Date Claim was Incured * Nature of Lien *Value of Property Subject to Lien *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
4 Wells Fargo Home Mortgage Bankruptcy Department 3476 Stateview Road Fort Mills SC 29715 Acct No.: 4666	x	Н	Dates: Nature of Lien: Mortgage Market Value: \$ 600,000 Intention: Surrender *Description: 313 English Oak, Streamwood, IL 60107 - 1/3 interest with Jose and Maria Martinez - SURRENDERING				\$ 580,000	\$ 0

#### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Pierce & Associates Attn: Bankruptcy Department 1 N. Dearborn St. #1300 Chicago IL 60602

Clerk, Chancery Doc#08CH 47109 50 W. Washington St., Room 802 Chicago IL 60602

Total

\$ 633,000

\$ 25,450

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

### Document Page 16 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYP	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	<b>Domestic Support Obligations</b> Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 17 of 45

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas / Debtors

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Cr	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	A A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 ount of Claim
1	AT&T Bankruptcy Dept. 1585 Waukegan Road Waukegan IL 60085 Acct #: 4666		J	Dates: 2008 Reason: Utility Bills/Cellular Service				\$ 500
2	Chase Attn: Bankruptcy Dept. 800 Brooksedge Blvd Westerville OH 43081 Acct #: 4666		Н	Dates: 1999-2008 Reason: Credit Card or Credit Use				\$ 2,800
3	Chase Attn: Bankruptcy Dept. 800 Brooksedge Blvd Westerville OH 43081 Acct #: 4666		Н	Dates: 2008-09 Reason: Credit Card or Credit Use				\$ 6,600

Record # 423449 B6F (Official Form 6F) (12/07) Page 1 of 4

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 18 of 45 UNITED STATES BANKRUPTCY COURT

### NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS							
Cre	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
4	Chase Attn: Bankruptcy Dept. 800 Brooksedge Blvd Westerville OH 43081 Acct #: 5695		w	Dates: 2006 Reason: Credit Card or Credit Use				\$ 2,800
5	Citibank Attn: Bankruptcy Dept. Po Box 22828 Rochester NY 14692 Acct #: 6952		W	Dates: 2006-09 Reason: Loan or Tuition for Education				\$ 6,500
6	Citifinancial Bankruptcy Dept 4500 New Linden Hill Rd Wilmington DE 19808 Acct #: 95059596844574070		J	Dates: 2004-09 Reason: Credit Card or Credit Use				\$ 6,600
7	Discover Bank Attn: Bankruptcy Dept. Po Box 15316 Wilmington DE 19850 Acct #: 4666		Н	Dates: 2007-09 Reason: Credit Card or Credit Use				\$ 5,800
8	Equifax Attn: Bankruptcy Dept. P.O. Box 740241 Atlanta GA 30374 Acct #: XXXXX4666			Dates: 2009 Reason: Notice Only				\$ 0
9	Experian Attn: Bankruptcy Dept. P.O. Box 2002 Allen TX 75013 Acct #: XXXXX4666			Dates: 2009 Reason: Notice Only		Í		\$ 0
10	FIA CSNA/Merrill Lynch Attn: Bankruptcy Dept. Po Box 17054 Wilmington DE 19884 Acct #: 4666		Н	Dates: 2007-09 Reason: Credit Card or Credit Use				\$ 9,500

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Michael Sheldon Rojas and Sandra Rojas / Debtors

SCHEDULE F - CREDITORS	SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS							
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim	
11 HSBC Bank Attn: Bankruptcy Dept. Po Box 5253 Carol Stream IL 60197		w	Dates: 2009 Reason: Credit Card or Credit Use				\$ 600	
Acct #: 5695  12 JC Penney/GEMB Attn: Bankruptcy Dept. Po Box 984100 EI Paso TX 79998 Acct #: 5695		w	Dates: 2002 Reason: Credit Card or Credit Use				\$ 700	
13 Kohls/Chase Attn: Bankruptcy Dept. N56 W 17000 Ridgewood Dr Menomonee Falls WI 53051 Acct #: 4666		Н	Dates: 2008-09 Reason: Credit Card or Credit Use				\$ 600	
14 Kohls/Chase Attn: Bankruptcy Dept. N56 W 17000 Ridgewood Dr Menomonee Falls WI 53051 Acct #: 032 7792 719		w	Dates: 2009 Reason: Credit Card or Credit Use				\$ 1,500	
15 Sallie Mae Attn: Bankruptcy Dept. 1002 Arthur Dr Lynn Haven FL 32444 Acct #: 4666		J	Dates: 2006-09 Reason: Loan or Tuition for Education				\$ 6,000	

B6F (Official Form 6F) (12/07) Page 3 of 4

In re

Record # 423449

# Document Page 20 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Michael Sheldon Rojas and Sandra Rojas / Debtors

In re

SCHEDULE F - CREDITORS	H	OL	DING UNSECURED NON-PR	RIO	RI	TY	CLA	IMS
reditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	A A A	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed		ount of Claim
6 Sears/CBSD Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117		Н	Dates: 1995-2009 Reason: Credit Card or Credit Use				\$	2,300
Acct #: 4666								
Law Firm(s)   Collection Agent	(s) F	Rері	resenting the Original Creditor					
Sears Bankruptcy Recovery Citibank USA Sears PO Box 20363 Kansas City MO 64195								
7 <u>Sears/CBSD</u> Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117		w	Dates: 2006 Reason: Credit Card or Credit Use				\$	150
Acct #: 5695								
Law Firm(s)   Collection Agent	(s) F	Rep	resenting the Original Creditor					
Sears Bankruptcy Recovery Citibank USA Sears PO Box 20363 Kansas City MO 64195								
Attn: Bankruptcy Dept. P.O. Box 1000 Chester PA 19022			Dates: 2009 Reason: Notice Only				\$	0
Acct #: XXXXX4666								

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 52,950.00

B6F (Official Form 6F) (12/07) Page 4 of 4

# Document Page 21 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[x] None

PFG Record # 423449 B6G (Official Form 6G) (12/07) Page 1 of 1

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 22 of 45

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

	Name and Address of CoDebtor	Name and Address of the Creditor
1	Jose and Maria Martinez 313 English Oak Lane Streamwood, IL 60107	Wells Fargo Home Mortgage Bankruptcy Department 3476 Stateview Road Fort Mills SC 29715
		Account No. 4666

PFG Record # 423449 B6H (Official Form 6H) (12/07) Page 1 of 1

## UNITED STATES BARKRUPTES COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Bankruptcy Docket #:

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTOR AND SPOUSE ~ RELATIONSHIP AND AGE								
Status: Married	Dependent, 5 Dependent, 3 Dependent, 2								
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT							
Occupation:	Manager	Stylist							
Name of Employer:	Continental Sales	JC Penny							
Years Employed	13 years	5 months							
Employer Address:	6333 S. Cicero	3 Orland Square RR.							
City, State, Zip	Chicago, IL 60633	Orland Park, IL 60462							

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE		
1. Monthly Gross Wages, Salary, and commissions	\$ 5,002.83	\$ 923.48		
(Prorate if not paid monthly.) 2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00		
3. SUBTOTAL	\$ 5,002.83	\$ 923.48		
4. LESS PAYROLL DEDUCTIONS				
a. Payroll Taxes and Social Security	\$ 829.10	\$ 118.56		
b. Insurance	\$ 405.99	\$ 0.00		
c. Union Dues	\$ 0.00	\$ 0.00		
d. Other (Specify)  Pension:	\$ 0.00	\$ 0.00		
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00		
Child Support:	\$ 0.00	\$ 0.00		
Life Insurance, Uniforrms, 401K Loan:	\$ 86.67	\$ 0.00		
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 1,321.75	\$ 118.56		
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 3,681.08	\$ 804.92		
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00		
8. Income from real property	\$ 0.00	\$ 0.00		
Interest and dividends	\$ 0.00	\$ 0.00		
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.	\$ 0.00	\$ 0.00		
11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00		
12. Pension or retirement income	\$ 0.00	\$ 0.00		
13. Other monthly income (Specify:) Company Car Cont. & &	\$ 358.00	\$ 0.00		
Unemployment Income	\$ 0.00	\$ 0.00		
14. SUBTOTAL OF LINES 7 THROUGH 13				
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 4,039.08	\$ 804.92		
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 4,844.00			
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and	d, if applicable, on Statistical Summary		

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

Record #: 423449 B6I (Official Form 6I) (12/07) Page 1 of 1

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

## UNITED STATES BARKER PT & COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Bankruptcy Docket #:

	EXPENSES OF INDIVIDUAL DEBTOR(	•
Complete this schedule by estimating the average mor payments made bi-weekly, quarterly, semi-annually, or annu	nthly expenses of the debtor and the debtor's family at time case filed. Plually to show monthly rate.	rorate any
<u> </u>	ins a separate household. Complete a separate schedule of expenditures lab	eled "Spouse".
Rent or home mortgage payment (include lot	rented for mobile home)	\$ 1,000.00
a. Real Estate taxes included? [] Yes [x] I	•	Ψ 1,000.00
Utilities: a. Electricity and Heating Fuel	s. Property meanance mended . [1] rec [x] ne	\$ 175.00
b. Water, Sewer, Garbage		\$ -
c. Cellphone, Internet		\$ 100.00
d. Other Home Phone and Cab	le Television	\$ 175.00
3. Home Maintenance (repairs and upkeep)		\$ -
4. Food		\$ 575.00
5. Clothing		\$ 150.00
6. Laundry and Dry Cleaning		\$ 80.00
7. Medical and Dental Expenses		\$ 75.00
8. Transportation (not including car payments)	Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train	\$ 320.00
9. Recreation, Clubs and Entertainment, Newsp	apers, Magazines, etc.	\$ 50.00
10. Charitable Contributions		\$ -
11. Insurance (not deducted from wages or included in the second	ded in home mortgage payments)	\$ -
a. Homeowner's or Renter's		\$ -
b. Life		\$-
c. Health d. Auto		\$ 95.00
e. Other		\$- \$-
12. Taxes (not deducted from wages or included	in home mortgage nayments)	φ-
(Specify) Federal or State Tax Repaymer		\$ -
• • • • • • • • • • • • • • • • • • • •	d 13 cases, do not list payments to be included in plan)	\$1,034.00
<ul><li>a. Auto</li><li>b. Reaffirmation Payments</li></ul>		\$ 15.00
c. Other	<b>\$-</b>	\$-
14. Alimony, maintenance and support paid to oth	ners	\$-
15. Payments for support of additional dependent	ts not living at your home	<b>\$</b> -
16. Regular expenses from operation of business		\$ -
17. Other: Haircuts, Hygiene, Eyecare, Meds Postage/Bankir		
\$285.00 \$30.00	\$200.00 \$400.00 \$40.00	\$955.00
	1-17. Report also on Summary of Schedules and if applicable, on ed Data.	\$ 4,839.00
19. Describe any increase/decrease in expenditu <i>None</i>	res anticipated to occur within the year following the filing	this document:
20. STATEMENT OF MONTHLY NET INCOME	a. Average monthly income from Line 15 of Schedule I	\$ 4,844.00
	b. Average monthly expenses from Line 18 above	\$ 4,839.00
	c. Monthly net income (a. minus b.)	\$ 5.00
	d. Total amount to be paid into plan monthly	\$ -

Record #: 423449 B6J (Official Form 6J) (12/07) Page 1 of 1

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 25 of 45

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Bankruptcy Docket #:

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated:	12/08/2009	/s/ Michael Sheldon Rojas	_
		Michael Sheldon Rojas	
Dated:	12/08/2009	/s/ Sandra Rojas	X Date & Sign
		Sandra Rojas	

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

#### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

PFG Record #

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 26 of 45

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE	
2009: \$5,361/m 2008: \$58,000 2007: \$50,000	employment	
Spouse		
AMOUNT	SOURCE	

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 27 of 45 UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

S	TATEMENT OF FIN	ANCIAL AFFAIRS	
Spouse			
AMOUNT	SOURCE		
2009: \$924/m 2008: \$0 2007: \$14,000	employment		
02. INCOME OTHER THAN FROM	EMPLOYMENT OR OPERATION C	OF BUSINESS:	
the two years immediately preceding	g the commencement of this case. G s filing under chapter 12 or chapter 1	loyment, trade, profession, operation of the particulars. If a joint petition is file 3 must state income for each spouse )	d, state income for each
AMOUNT	SOURCE		
Spouse			
AMOUNT	SOURCE		
03. PAYMENTS TO CREDITORS:			
Complete a. or b. as appropriate, ar	nd c.		
services, and other debts to any cre value of all property that constitutes that were made to a creditor on accordan approved nonprofit budgeting an	ditor made within 90 days immediate or is affected by such transfer is not ount of a domestic support obligation d creditor counseling agency. (Marr	R DEBTS: List all payments on loans, aly proceeding the commencement of less than \$600.00. Indicate with an an or as part of an alternative repaymentied debtors filing under chapter 12 or the unless the spouses are separated as	this case if the aggregate asterisk (*) any payments nt schedule under a plan chapter 13 must include
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing
Toyota Motor Credit, see Schedule D	monthly	\$358/month	\$18,000
MB Financial Bank, see Schedule D	monthly	\$676/month	\$34,000

# Document Page 28 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

days immediately preceding the cotransfer is not less than \$5,000 (N	ommencement of the case if the a Married debtors filing under chapte	DEBTS: List each payment or other transfer ggregate value of all property that constitute r 12 or chapter 13 must include payments a puses are separated and a joint petition is n	es or is affected by such and other transfers by each
Name and Address of Creditor	Dates of Payment/Transfers	Amount Paid or Value of Transfers	Amount Still Owing
creditors who are or were insiders	. (Married debtors filing under cha	y preceding the commencement of this case apter 12 or chapter 13 must include paymen re separated and a joint petition is not filed.)  Amount Paid or Value of Transfers	its be either or both
04. SUITS AND ADMINISTRATIV	E PROCEEDINGS, EXECUTIONS	S, GARNISHMENTS AND ATTACHMENTS	:
List all lawsuits & administrative p this bankruptcy case. (Married de	roceedings to which the debtor is obtors filing under chapter 12 or ch	S, GARNISHMENTS AND ATTACHMENTS or was a party within 1 (one) year immediate apter 13 must include information concerninated and a joint petition is not filed.)  COURT	ely preceding the filing of
List all lawsuits & administrative p this bankruptcy case. (Married de whether or not a joint petition is file CAPTION OF SUIT AND	roceedings to which the debtor is obtors filing under chapter 12 or ched, unless the spouses are separa  NATURE  OF	or was a party within 1 (one) year immediate apter 13 must include information concerning ted and a joint petition is not filed.)  COURT  OF AGENCY	ely preceding the filing of ng either or both spouses STATUS OF
List all lawsuits & administrative p this bankruptcy case. (Married de whether or not a joint petition is file CAPTION OF	roceedings to which the debtor is obtors filing under chapter 12 or ched, unless the spouses are separa	or was a party within 1 (one) year immediate apter 13 must include information concerning ted and a joint petition is not filed.)  COURT	ely preceding the filing of ng either or both spouses STATUS
List all lawsuits & administrative p this bankruptcy case. (Married de whether or not a joint petition is file  CAPTION OF SUIT AND CASE NUMBER  Wells Fargo Bank v. Michael Rojas et al, 08-CH-47109  04b. WAGES OR ACCOUNTS GA process within (1) one year preceden	roceedings to which the debtor is obtors filing under chapter 12 or ched, unless the spouses are separal NATURE OF PROCEEDING foreclosure	or was a party within 1 (one) year immediate apter 13 must include information concerning ted and a joint petition is not filed.)  COURT  OF AGENCY  AND LOCATION	ely preceding the filing of ng either or both spouses  STATUS  OF  DISPOSITION  judgment entered  under any legal or equita
List all lawsuits & administrative p this bankruptcy case. (Married de whether or not a joint petition is file  CAPTION OF SUIT AND CASE NUMBER  Wells Fargo Bank v. Michael Rojas et al, 08-CH-47109  04b. WAGES OR ACCOUNTS GA process within (1) one year precedinformation concerning property of	roceedings to which the debtor is obtors filing under chapter 12 or ched, unless the spouses are separal NATURE OF PROCEEDING foreclosure	or was a party within 1 (one) year immediate apter 13 must include information concerning ted and a joint petition is not filed.)  COURT  OF AGENCY  AND LOCATION  Cook County Circuit Court  that has been attached, garnished or seized se. (Married debtors filing under chapter 12)	ely preceding the filing of ng either or both spouses  STATUS  OF  DISPOSITION  judgment entere

# Document Page 29 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Name and Address of Person

Organization

05. REPOSSESSION, FOR	ECLOSURES AND RETURNS:		
returned to the seller, within	en repossessed by a creditor, sold at a foreclos one year immediately preceding the commence from ton concerning property of either or both s a joint petition is not filed.)	ement of this case. (Married debte	ors filing under chapter 12
Name and Address of Creditor or Seller	Date of Repossession, Foreclosure Sale, Transfer or Return	Description and Value of Property	
case. (Married debtors filing	ECEIVERSHIPS:  of property for the benefit of creditors made wi under chapter 12 or chapter 13 must include a pouses are separated and a joint petition is not	ny assignment by either or both s	•
Name and Address of Assignee	Date of Assignment	Terms of Assignment or Settlement	
preceding the commenceme	s been in the hands of a custodian, receiver, or ent of this case. (Married debtors filing under chouses whether or not a joint petition is filed, unl Name & Location of Court Case Title & Number	apter 12 or chapter 13 must inclu	de information concerning
of Custodian			

Relationship to Debtor,

If Any

Date

of

Gift

Description

and Value

of Gift

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 30 of 45

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

#### STATEMENT OF FINANCIAL AFFAIRS

NONE

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Value of Property

Description of Circumstances and, if Loss Was Covered in Whole or in Part by Insurance, Give Particulars

Date of Loss

09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor Amount of Money or Description and Value of Property

Payment/Value: 2,500.00

Law Offices of Peter Francis Geraci 55 E Monroe St Suite#3400 Chicago,IL 60603

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor Amount of Money or description and Value of Property

MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227 11/2/09 \$50.00

PFG Record # 423449

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 31 of 45 UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

10. OTHER TRANSFERS			
		ary course of the business or financial affairs	·
•		ately preceding the commencement of this control of this control of this control of the control of this control of the control	•
spouses are separated and a join		or both spouses whether or not a joint petitic	on is filed, diffess the
Name and Address of		Describe Property	
Transferee, Relationship	·	Transferred and	
to Debtor	Date	Value Received	
10b. List all property transferred by trust or similar device of which the	` , ,	mmediately preceding the commencement of	f this case to a self-se
Name of	Date(s)	Amount and Date	
Trust or	of	of Sale or	
other Device	Transfer(s)	Closing	
	,		

otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and	Type of Account, Last Four Digits	Amount and
Address of	of Account Number, and Amount of	Date of Sale or
Institution	Final Balance	Closing
Chase	Checking	5/2009
		<b>\$0</b>
Chase	Savings	5/2009
		<b>\$</b> 0

PFG Record # 423449 B7 (Official Form 7) (12/07) Page 6 of 13

# Document Page 32 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

	STATEMENT OF FINA	ANCIAL AFFAIRS	
12. SAFE DEPOSIT BOXES:			
immediately preceding the cor	r box or depository in which the debtor has mmencement of this case. (Married debtor spouses whether or not a joint petition is fil	s filing under chapter 12 or chapter 13	3 must include boxes or
Name and Address of Bank	Names & Addresses of Those With	Description of	Date of Transfer o
or Other Depository	Access to Box or depository	Contents	Surrender, if Any
13. SETOFFS:			
10. 0210110.			
	editor, including a bank, against a debt or	• •	
	filing under chapter 12 or chapter 13 must	_	or both spouses whether
not a joint petition is filed, unle	ess the spouses are separated and a joint	petition is not filed.)	
Name and Address	Date	Amount	
of Creditor	of Setoff	of Setoff	
	LD FOR ANOTHER PERSON: ther person that the debtor holds or contro	ale.	
	•		
Name and Address	Description and	Location	
of Owner	Value of Property	of Property	
15. PRIOR ADDRESS OF DE	BTOR(S):		
	ee (3) years immediately preceding the cond vacated prior to the commencement of t	•	
	Name	Dates of	
Address	Used	Occupancy	
313 English Oak Ln., Streamwood, IL 60107	same	FROM 11/2006 To 11/2008	
1124 Indian Ave	Same	FROM 2/2006 To 2/2007	

Same

PFG Record # 423449

9735 Ravinia Ct Orland Park IL 60462-2596 1/2007

# Document Page 33 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Site Name

and Address

	STATEMENT OF FINA	ANCIAL AFFAIRS	
16. SPOUSES and FORMER	SPOUSES:		
Louisiana, Nevada, New Mexi	d in a community property state, commonw. co, Puerto Rico, Texas, Washington, or Wi dentify the name of the debtor's spouse and	sconsin) within eight (8) years im	mediately preceding the
Name			
17. ENVIRONMENTAL INFO	RMATION:		
For the purpose of this question	on, the following definitions apply:		
toxic substances, wastes or m	ny federal, state, or local statute or regulati aterial into the air, land, soil surface water, ing the cleanup of the these substances, w	ground water, or other medium,	
•	ility, or property as defined under any Envir ing, but not limited to, disposal sites.	onmental Law, whether or not pro	esently or formerly owned or
"Hazardous material" means a environmental Law.	anything defined as a hazardous waste, haz	zardous or toxic substances, pollu	utant, or contaminant, etc. u
	es of every site for which the debtor has rec violation of an Environmental Law. Indicat		-
Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law

Date

of Notice

Environmental

Law

Name and Address

of Governmental Unit

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 34 of 45 UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

me and Address of Governmental Unit	Docket Number	Status of Disposition	
ATURE, LOCATION AND NAME	E OF BUSINESS		
ng dates of all businesses in which pership, sole proprietor, or was so ediately preceding the commence	ch the debtor was an officer, dire elf-employed in a trade, profession ement of this case, or in which the	ctor, partner, or managing executive on, or other activity either full- or part- ne debtor owned 5 percent or more of	of a corporation, partner in a time within six (6) years
ng dates of all businesses in which	ch the debtor was a partner or ov	·	
ng dates of all businesses in which	ch the debtor was a partner or over		
<u> </u>		Nature	Beginning
ec. No./Complete EIN or er TaxPayer I.D. No.	Address	of Business	and Ending Dates
	the debtor is an individual, list the ng dates of all businesses in which hership, sole proprietor, or was seediately preceding the commence of the commence of the debtor is a partnership, list the ring dates of all businesses in which herse immediately preceding the debtor is a corporation, list the ring dates of all businesses in which herse immediately preceding the ears immediately preceding the	and dates of all businesses in which the debtor was an officer, direction direction of the commencement of this case, or in which the nest (6) years immediately preceding the commencement of this case, or in which the nest (6) years immediately preceding the commencement of this debtor is a partnership, list the names, addresses, taxpayer identified and dates of all businesses in which the debtor was a partner or over a partner of this case.  The debtor is a corporation, list the names, addresses, taxpayer identified debtor is a corporation, list the names, addresses, taxpayer identified dates of all businesses in which the debtor was a partner or over	the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the buing dates of all businesses in which the debtor was an officer, director, partner, or managing executive of the proprietor, or was self-employed in a trade, profession, or other activity either full- or particulately preceding the commencement of this case, or in which the debtor owned 5 percent or more of an six (6) years immediately preceding the commencement of this case.  The debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the busing dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting of ears immediately preceding the commencement of this case.  The debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the busing dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting of ears immediately preceding the commencement of this case.  The debtor is a corporation of the voting of ears immediately preceding the commencement of this case.  The debtor is a corporation of the voting of ears immediately preceding the commencement of this case.

### Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 35 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

		INANCIAL AFFAIRS
has been, within six years imme executive, or owner of more tha	diately preceding the commenceme n 5 percent of the voting or equity se	s a corporation or partnership and by any individual debtor who is ent of this case, any of the following: an officer, director, managing ecurities of a corporation; a partner, other than a limited partner, of n, or other activity, either full- or part-time.
,	ceding the commencement of this c	atement only if the debtor is or has been in business, as defined abase. A debtor who has not been in business within those six years
19. BOOKS, RECORDS AND F	FINANCIAL STATEMENTS:	
List all bookkeepers and account the keeping of books of account	. , ,	ediately preceding the filing of this bankruptcy case kept or supervi
Name and Address	Dates Services Rendered	
	who within two (2) years immediated a financial statement of the debto	ly preceding the filing of this bankruptcy case have audited the boor.
account and records, or prepare	ed a financial statement of the debto	Dates Services
	. , ,	r.
account and records, or prepare . Name	ed a financial statement of the debto	Dates Services Rendered
account and records, or prepare . Name  19c. List all firms or individuals of	ed a financial statement of the debto	Dates Services Rendered ent of this case were in possession of the books of account and rec
account and records, or prepare . Name  19c. List all firms or individuals of	Address  who at the time of the commenceme	Dates Services Rendered ent of this case were in possession of the books of account and rec
account and records, or prepare Name  19c. List all firms or individuals of the debtor. If any of the books	Address  Address  who at the time of the commencemes of account and records are not available.	Dates Services Rendered ent of this case were in possession of the books of account and rec
account and records, or prepare . Name  19c. List all firms or individuals of the debtor. If any of the books . Name  19d. List all financial institutions	Address  Who at the time of the commenceme is of account and records are not available.  Address	Dates Services Rendered  ent of this case were in possession of the books of account and recailable, explain.
Name  9c. List all firms or individuals of the debtor. If any of the books  Name	Address  Address  who at the time of the commenceme is of account and records are not available.  Address	Dates Services Rendered  ent of this case were in possession of the books of account and ailable, explain.

# Document Page 36 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIN	NANCIAL AFFAIRS	
20. INVENTORIES			
List the dates of the last tw the dollar amount and basi	vo inventories taken of your property, the naris of each inventory.	me of the person who supervised th	e taking of each inventory, an
Date	Inventory	Dollar Amount of Inventory	
of Inventory	Supervisor	(specify cost, market of other basis)	
,			
b. List the name and addre	ess of the person having possession of the re	ecords of each of the inventories rep	ported in a., above.
Date	Name and Addresses of Custodian		
of Inventory	of Inventory Records		
If the debtor is a partner     Name     and Address	rship, list nature and percentage of interest o Nature of Interest	of each member of the partnership.  Percentage of Interest	
Odb If the debteries a serie			alian aktu a wina alian aktu a uwa
	oration, list all officers & directors of the corpore of the voting or equity securities of the c		directly or indirectly owns,
controls, or holds 5% or more	ore of the voting or equity securities of the co	orporation.  Nature and Percentage of	directly or indirectly owns,
controls, or holds 5% or me		orporation.	directly or indirectly owns,
controls, or holds 5% or mo	ore of the voting or equity securities of the co	orporation.  Nature and Percentage of  Stock Ownership	directly or indirectly owns,
controls, or holds 5% or montrols, or holds 5% or montrols and Address  22. FORMER PARTNERS	ore of the voting or equity securities of the control of the contr	orporation.  Nature and Percentage of Stock Ownership  OLDERS:	
Name and Address  22. FORMER PARTNERS If the debtor is a partnersh	ore of the voting or equity securities of the control of the contr	Nature and Percentage of Stock Ownership  OLDERS: Ship interest of each member of the	
controls, or holds 5% or montrols, or holds 5% or montrols and Address  22. FORMER PARTNERS	ore of the voting or equity securities of the control of the contr	Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the	
Name and Address  22. FORMER PARTNERS  If the debtor is a partnersh Name	ore of the voting or equity securities of the control of the contr	Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the Date of Withdrawal	partnership.
Name and Address  22. FORMER PARTNERS  If the debtor is a partnersh Name	ore of the voting or equity securities of the control of the contr	Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the Date of Withdrawal	partnership.

### Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 37 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIN	AITOIAL AITAIRO	
22b. If the debtor is a corporatio immediately preceding the comme		ationship with the corporation terminated with	nin one (1) year
Name and Address	Title	Date of Termination	
	PARTNERSHIP OR DISTRIBUTION BY	A COPORATION:	na compensation in
· · · · ·	•	ner perquisite during one year immediately pr	•
Name and Address of Recipient, Relationship to Debtor	Date and Purpose of Withdrawal	Amount of Money or Description and value of Property	
· ·	t the name and federal taxpayer identifi	cation number of the parent corporation of ar thin six (6) years immediately preceding the	,
Name of Parent Corporation	Taxpayer Identification Number (EIN)		
25. PENSION FUNDS:			
If the debtor is not an individual,	•	ntification number of any pension fund to whice (S) years immediately preceding the commend	·

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 38 of 45

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

	OF FINANCIAL	VEFVIDE
SIAICIVICIVI	CIC CINAINCHAI	ALLAIDO

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 12/08/2009 /s/ Michael Sheldon Rojas X Date & Sign
Michael Sheldon Rojas

Dated: 12/08/2009 /s/ Sandra Rojas Sandra Rojas X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 39 of 45

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas / Debtors

### **DEBTOR'S STATEMENT OF INTENTION**

PART A - Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1			
Creditor's Name:  Circuit City/Chase  Bankruptcy Department PO Box 15153  Wilmington DE 19886	Describe Property Securing Debt: Circuit City - electronics		
Property will be (check one):			
□Surrendered ■F	Retained		
If retaining the property, I intend to (check at I	east one):		
☐Redeem the property			
■Reaffirm the debt			
□Other. Explain	(for example, avoid lien using 110 U.S.C. §		
522(f)).			
Property is (check one):			
□Claimed as exempt ■Not claimed as exempt			
Property No. 2			
Creditor's Name:  MB Financial Bank  Attn: Bankruptcy Dept. 1200 N. Ashland Ave	Describe Property Securing Debt: MB Financial Bank - 2007 Toyota Sienna		
Chicago IL 60622			
Property will be (check one):			
□Surrendered ■Retained			
If retaining the property, I intend to <i>(check at I</i> ll □Redeem the property	east one):		
■Reaffirm the debt			
□Other. Explain	(for example, avoid lien using 110 U.S.C. §		
522(f)).			
Property is (check one):			
■Claimed as exempt	□Not claimed as exempt		

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 40 of 45 UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

DEBTOR'S STATEMENT OF INTENTION		
Property No. 3		
Creditor's Name: <b>Toyota Motor Credit</b> Attn: Bankruptcy Dept. 1111 W 22Nd St Ste 420 Oak Brook IL 60523	Describe Property Securing Debt: Toyota Motor Credit - 2009 Toyota Camry	
Property will be (check one):		
□Surrendered	Retained	
If retaining the property, I intend to (check at I	least one):	
☐Redeem the property		
■Reaffirm the debt		
□Other. Explain	(for example, avoid lien using 110 U.S.C. §	
522(f)).		
Property is (check one):		
■Claimed as exempt	□Not claimed as exempt	
Property No. 4	1	
Creditor's Name:  Wells Fargo Home Mortgage  Bankruptcy Department  3476 Stateview Road  Fort Mills SC 29715	Describe Property Securing Debt: 313 English Oak, Streamwood, IL 60107 - 1/3 interest with Jose and Maria Martinez - SURRENDERING	
Property will be (check one):		
■Surrendered □F	Retained	
If retaining the property, I intend to (check at I □Redeem the property	least one):	
□Reaffirm the debt		
□Other. Explain	(for example, avoid lien using 110 U.S.C. §	
522(f)).	(i.e. example, area non-doing 110 0.0.0.3	
Property is (check one):		
■Claimed as exempt	□Not claimed as exempt	

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 41 of 45

### UNITED STÄTES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas / Debtors

### **DEBTOR'S STATEMENT OF INTENTION**

PART B - Personal property subject to unexpired leases. (All three columns of Part B must be completed for each unexpired lease. Attach additional pages if necessary.)

Property No. 0	
Lessor's Name:  NONE	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2): □ Yes □ No

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated: 12/08/2009 /s/ Michael Sheldon Rojas

12/08/2009

Dated:

Michael Sheldon Rojas

/s/ Sandra Rojas

Sandra Rojas

X Date & Sign

X Date & Sign

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Mair Document Page 42 of 45

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas and Sandra Rojas, Debtors

Bankruptcy Docket #:

#### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation paid of promised by the Bestor(3), to the undersigned, is as follows	•	
For legal services, Debtor(s) agrees to pay and I have agreed to accept		\$2,500
Prior to the filing of this Statement, Debtor(s) has paid and I have received		\$2,500
The Filing Fee has been paid.	Balance Due	\$0

2. The source of the compensation paid to me was:

Other:	(snecify
	l Other:

3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

The compensation haid or promised by the Debtor(s) to the undersigned is as follows:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- 4. The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: None.
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.
- **6.** By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does **NOT** include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 12/10/2009 /s/ Salvador Gutierrez

Attorney Name: Salvador Gutierrez LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX)

Form B203 (12/94) Page 1 of 1

Bar No: 6280146

Case 09-46913 Doc 1 Filed 12/11/09 Entered 12/11/09 14:02:12 Desc Main Document Page 43 of 45

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Michael Sheldon Rojas, and Sandra Rojas, Debtors

#### **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 12/08/2009 /s/ Michael Sheldon Rojas

Michael Sheldon Rojas

X Date & Sign

Dated: 12/08/2009

PFG Record #

/s/ Sandra Rojas

Sandra Rojas

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

#### UNITED STATES BANKRUPTCY COURT

### NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

<u>Chapter 7</u>: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299 Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine

debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are

found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

### <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at <a href="http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure">http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure</a>.

I (We), the	I (We), the debtor(s), affirm that I (we) have received and read this notice.				
Dated:	12/08/2009	/s/ Michael Sheldon Rojas	4	Sign & Date	
Datea.	12/00/2000	Michael Sheldon Rojas		Sign & Date Here	
Dated:	12/08/2009	/s/ Sandra Rojas	4	Sign & Date	
20.000.	,	Sandra Rojas		Sign & Date Here	
Dated:	12/10/2009	/s/ Salvador Gutierrez			
24.04.		Attorney: Salvador Gutierrez	Bar No: 6280146		